



JUN 18 2004

Attorney Docket No. 0756-7198

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:) Group Art Unit: 2818
Hisashi OHTANI et al.) Examiner: D. Le
Serial No. 10/656,239)
Filed: September 8, 2003)
For: SEMICONDUCTOR DEVICE AND)
FABRICATING METHOD THEREOF)
) CERTIFICATE OF MAILING
) I hereby certify that this correspondence is
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Adelle M Stamps

RESPONSE TO ELECTION REQUIREMENT

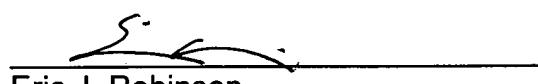
Honorable Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the election requirement in the Office Action of April 16, 2004, Applicant hereby elects without traverse Species I, as shown in Figures 1A-1D. Claims 1-10 and 17-26 read on the elected species. It is noted that claim 1, which reads on the elected species, does not require that the crystallization proceed laterally as asserted in the Official Action and it is not believed that the elected species is so limited.

Examination on the merits is requested.

Respectfully submitted,


Eric J. Robinson
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